

MINUTES

MONTANA SENATE 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: By **CHAIRMAN JIM ELLIOTT**, on March 31, 2007 at 10:35 A.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Jim Elliott, Chairman (D)
Sen. Jerry W. Black (R)
Sen. Jeff Essmann (R)
Sen. Kelly Gebhardt (R)
Sen. Kim Gillan (D)
Sen. Dan Harrington (D)
Sen. Christine Kaufmann (D)
Sen. Sam Kitzenberg (D)
Sen. Jim Peterson (R)
Sen. Bob Story Jr. (R)

Members Excused: Sen. Trudi Schmidt (D)

Members Absent: None.

Staff Present: Lee Heiman, Legislative Branch
Lois O'Connor, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: None.
Executive Action: SB 562, SB 567

00:01:26 Reconvene 10:45 a.m.

00:02:36 Sen. Jim Elliott to Evan Barrett, Office of the
Honorable Governor Brian Schweitzer (Governor's Office)

EXECUTIVE ACTION ON SB 562

00:03:20 **Motion:** SEN. BLACK moved that SB 562 DO PASS.

Discussion:

00:03:58 Sen. Story

00:04:09 **Motion:** SEN. BLACK moved to amend SB 562 with
amendment #SB056201.ALH.

EXHIBIT(tas69b01)

Discussion:

00:05:15 Lee Heiman, Staff Attorney, Legislative Services
Division (LSD)

EXHIBIT(tas69b02)

00:07:50 Sen. Elliott to Mr. Barrett, Governor's Office

00:08:18 Sen. Robert Story to Mr. Barrett, Governor's Office

00:09:47 Mr. Heiman, LSD

00:12:35 Sen. Elliott to Mr. Heiman, LSD

00:13:57 Sen. Jim Peterson

00:18:24 Sen. Story to Mr. Heiman, LSD

00:18:40 Mr. Heiman, LSD

00:21:21 Sen. Christine Kaufmann to Mr. Heiman, LSD

00:23:44 Mr. Heiman, LSD

00:28:25 Sen. Jeff Essmann to Mr. Heiman, LSD

00:30:09 Sen. Essmann to Mr. Barrett, Governor's Office

00:31:35 Sen. Elliott to Mr. Barrett, Governor's Office

00:34:17 Mr. Heiman, LSD

00:36:23 Sen. Story to Mr. Barrett, Governor's Office

00:38:57 Mr. Heiman, LSD

00:42:24 Sen. Peterson to Mr. Heiman, LSD

00:43:04 Sen. Essmann to Mr. Barrett, Governor's Office

00:45:16 Sen. Story to Mr. Barrett, Governor's Office

00:49:47 Sen. Story

00:52:03 Sen. Elliott

00:52:38 Sen. Peterson

00:55:54 Sen. Essmann

00:58:04 Mr. Heiman, LSD

00:59:54 Sen. Story

01:03:07 Sen. Elliott to Sen. Story

01:04:59 Mr. Heiman, LSD

01:08:51 Sen. Elliott to Richard Oppen, Director, Montana
Department of Environmental Quality (DEQ)

01:11:07 Sen. Elliott to Mr. Barrett, Governor's Office

01:11:46 Sen. Gillan to Mr. Heiman, LSD

01:12:49 Sen. Gillan to Mr. Barrett, Governor's Office

01:13:50 Sen. Elliott to Mr. Barrett, Governor's Office

01:15:04 Sen. Story to Mr. Barrett, Governor's Office

01:18:20 **Vote: Motion that #SB056201.ALH be approved failed 3-6
by roll call vote with SEN. GILLAN and SEN. KITZENBERG
voting aye. SEN. SCHMIDT voted aye by proxy. SEN.
GEBHARDT voted no by proxy. SEN. HARRINGTON and SEN.
KAUFMANN were excused.**

01:20:24 **Motion/Vote:** SEN. GILLAN moved that SB 562 BE TABLED. Motion carried 7-2 with SEN. BLACK and SEN. KITZENBERG voting no. SEN. GEBHARDT and SEN. SCHMIDT voted aye by proxy. SEN. HARRINGTON and SEN. KAUFMANN were excused.

CONTINUED EXECUTIVE ACTION ON SB 567

01:38:33 **Motion:** SEN. GILLAN moved that SB 567 DO PASS.

01:39:27 **Motion:** SEN. GILLAN moved to amend SB 567 with amendment #SB056701.ALH.

EXHIBIT(tas69b03)

Discussion:

01:40:34 Sen. Story

01:40:48 Sen. Peterson to Sen. Elliott

01:42:59 Mr. Barrett, Governor's Office

01:43:46 Sen. Peterson to Sen. Elliott

01:44:20 Sen. Elliott to Mr. Barrett, Governor's Office

01:45:01 Sen. Sam Kitzenberg

01:45:41 Recess

02:02:03 Reconvene

02:02:11 Sen. Gillan

02:04:51 Sen. Peterson

02:05:37 Sen. Story

02:07:34 Sen. Gillan

02:07:46 Sen. Story

02:08:15 Sen. Elliott to Mr. Heiman, LSD

02:08:46 Sen. Story to Mr. Heiman, LSD

02:09:57 Sen. Essmann

02:10:27 Sen. Story

02:11:31 Sen. Elliott

02:12:30 Sen. Peterson

02:13:02 Sen. Gillan

02:13:53 Sen. Gillan to Mr. Barrett, Governor's Office

02:16:16 Sen. Story

02:16:26 Sen. Gillan

02:16:36 **Vote:** Motion that #SB056701.ALH be approved carried 8-2 by voice vote with SEN. ELLIOTT and SEN. PETERSON voting no. SEN. SCHMIDT voted aye by proxy. SEN. KITZENBERG was excused.

02:17:20 **Motion/Vote:** SEN. GILLAN moved that SB 567 DO PASS AS AMENDED. Motion carried 8-2 by roll call vote with SEN. ELLIOTT and SEN. PETERSON voting no. SEN. SCHMIDT voted aye by proxy. SEN. KITZENBERG was excused.

ADJOURNMENT

Adjournment: 12:00 P.M.

SEN. JIM ELLIOTT, Chairman

LOIS O'CONNOR, Secretary

JE/lo

Additional Exhibits:

EXHIBIT ([tas69bad.pdf](#))